



Docket No.: C1039.70083US00
(PATENT)

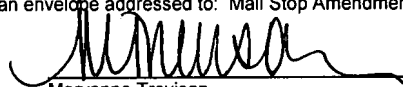
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Arthur M. Krieg et al.
Serial No.: 10/690,495
Confirmation No.: 8657
Filed: October 21, 2003
For: IMMUNOMODULATORY OLIGONUCLEOTIDES
Examiner: N. Archie
Art Unit: 1645

Certificate of Mailing Under 37 CFR 1.8(a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service on the date shown below with sufficient postage as First Class Mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: September 27, 2007


Maryanne Trevisan

INFORMATION DISCLOSURE STATEMENT (IDS)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 CFR 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the references listed on the attached PTO/SB/08. It is respectfully requested that the information be expressly considered during the prosecution of this application, and that the references be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is filed more than three months after the U.S. filing date, AND after the mailing date of the first Office Action on the merits, whichever occurs first, but before the mailing date of a Final Office Action or Notice of Allowance (37 CFR 1.97(c))

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02 FC:1806

In accordance with 37 CFR 1.98(a)(2)(ii), Applicant has not submitted copies of U.S. patents and U.S. patent applications. Applicant submits herewith copies of foreign patents and non-patent literature in accordance with 37 CFR 1.98(a)(2).

Applicants also call to the attention of the Examiner the following co-pending patent applications and Office Actions cited therein. Copy of the 11/901,712 Application as filed and copies of the Office Actions are enclosed.

Co-Pending Applications

Serial No.	Filing Date	Inventors	Docket #
10/769,282 *	01/30/2004	Krieg	C1039.70048US01
10/888,785 *	07/09/2004	Krieg	C1039.70048US07
10/888,449 *	07/09/2004	Krieg	C1039.70048US08
10/894,862 *	07/16/2004	Krieg	C1039.70048US10
10/928,762 *	08/26/2004	Krieg	C1039.70048US11
11/031,460 *	01/07/2005	Krieg	C1039.70048US16
11/067,587 *	02/25/2005	Krieg	C1039.70048US18
11/296,572 *	12/07/2005	Krieg	C1039.70048US20
11/598,207 *	11/10/2006	Krieg	C1039.70048US24
10/769,626 *	01/30/2004	Krieg	C1039.70083US01
10/789,353 *	02/26/2004	Krieg	C1039.70083US07
10/888,885 *	07/09/2004	Krieg	C1039.70083US09
10/888,089 *	07/09/2004	Krieg	C1039.70083US10
11/067,516 *	02/25/2005	Krieg	C1039.70083US11
11/296,644 *	12/07/2005	Krieg	C1039.70083US15
10/435,656 *	05/09/2003	Krieg	C1039.70071US00
10/434,696 *	05/09/2003	Krieg	C1039.70072US00
11/507,079 *	08/18/2006	Krieg	C1039.70035US04
11/901,712	09/17/2007	Krieg	C1039.70069US01

*A copy of this reference is not provided as the Office has waived the requirement under 37 C.F.R. 1.98(a)(2)(iii) for submitting a copy of a cited U.S. patent application if it is scanned to the Image File Wrapper system and is available on Private PAIR.

Office Actions (copies enclosed)

Serial No.	Date Mailed from PTO
10/769,282	09/28/2006
10/769,282	03/22/2007
10/888,785	01/17/2007
10/888,785	05/16/2007
10/888,449	01/17/2007
10/888,449	05/16/2007
10/894,862	12/14/2006
10/894,862	05/18/2007
10/928,762	04/09/2007
10/928,762	08/03/2007
11/031,460	06/29/2007
11/067,587	06/19/2007
10/769,626	09/27/2006
10/769,626	11/22/2006
10/769,626	03/27/2007
10/789,353	09/27/2006
10/789,353	12/15/2006
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10/888,089	12/04/2006
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10/435,656	08/26/2004
10/435,656	12/23/2004
10/435,656	07/21/2005
10/435,656	04/25/2006
10/435,656	11/20/2006
10/435,656	06/29/2007
10/434,696	12/12/2006
10/434,696	09/26/2006
10/434,696	06/26/2006
10/434,696	07/10/2007

In accordance with 37 CFR 1.97(g), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 CFR 1.56(a) exists. In accordance with 37 CFR 1.97(h), the filing of this Information Disclosure Statement shall not be construed to be an admission that any patent, publication or other information referred to therein is "prior art" for this invention unless specifically designated as such.

It is submitted that the Information Disclosure Statement is in compliance with 37 CFR 1.98 and the Examiner is respectfully requested to consider the listed references.

Our check in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p) is enclosed. The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 23/2825, under Docket No. C1039.70083US00. A duplicate copy of this paper is enclosed.

Dated: September 27, 2007 .

Respectfully submitted,

By 

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